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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/516,823	06/01/2005	Akira Kawahara	OMY-0041	7306
23353	7590	01/10/2008	EXAMINER	
RADER FISHMAN & GRAUER PLLC			FOSTER, CHRISTINE E	
LION BUILDING			ART UNIT	PAPER NUMBER
1233 20TH STREET N.W., SUITE 501			1641	
WASHINGTON, DC 20036			MAIL DATE	DELIVERY MODE
			01/10/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10516823	6/1/2005	KAWAHARA ET AL.	OMY-0041

EXAMINER

Christine Foster

ART UNIT	PAPER
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1641 20071230

DATE MAILED:

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Commissioner for Patents

The amendments filed on 12/6/07 and 12/18/07 are non-responsive because they amend all claims under examination such that they are no longer directed to the elected invention (MPEP § 821.03). The remaining claims are not readable on the elected invention because the originally elected invention was that of a polyclonal antibody, i.e. a product. Specifically, the instant amendments to claims 20 and 28 to now recite a method of making the antibody do not read on the elected invention of the polyclonal antibody per se. The currently presented claims appear to be directed to the non-elected invention of Group VI (see the requirement for restriction mailed 4/20/06), which was not elected for consideration by Applicant.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Long V. Le
LONG V. LE 01/04/08
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1600